

Robert Greene Sterne Jorge A. Goldstein David K.S. Cornwell Robert W. Esmond Tracy-Gene G. Durkin Michael B. Ray Robert E. Sokohl Eric K. Steffe Michael D. Lee John M. Covert Robert C. Millonig Donald J. Featherstone Timothy J. Shea, Jr. Michael V. Messinger Judith U. Kim Mark Fox Evens Jeffrey T. Helvey Eldora L. Ellison Donald R. Banowit Peter A. Jackman Brian J. Del Buono

Elizabeth J. Haanes Michael D. Specht Kevin W. McCabe Glenn J. Perry Theodore A. Wood Gaby L. Longsworth Grart E. Reed Tracy L. Muller Jon E. Wright Helene C. Carlson Cynthia M. Bouchez Lori A. Gordon Shannon A. Carroll Anbar F. Khal Michelle K. Holoubek Marsha A. Rose Scott A. Schaller Lei Zhou James J. Pohl John T. Haran Mark W. Rygiel Michael R. Malek

February 12, 2010

Carla Ji-Eun Kim
Doyle A. Siever\*
Paul A. Calvo
C. Matthew Rozier
Randali K. Baldwin
Lori M. Brandes
Deborah A. Sterling
Jeremy M. Klass
Stephanie L. Elmer
Jeffrey K. Mills
Scott M. Woodhouse
Peter A. Socarras
Jeremiah B. Frueauf
Christian A. Camarce
Richard D. Coller
Patrick P. Hansen
Ross G. Hicks
Reisha Hylton-Rodic
Bonnie Nannenga-Combs
Alyssa K. Sandröwitz
Ishan P. Weerakoon
Chenghua Luo

Salvador M. Bezos Bruce B. Vance Justin T. Sher Byron L. Pickard Christopher B. Ferenc Jeffrey R. Fougere<sup>‡</sup> Christine Formas Norris\*

Registered Patent Agents-Karen R. Markowicz Danielle L. Letting Steven C. Oppenheimer Aaron S. Lukas Jonathan Tuminaro Gaurav Asthana Yasser Mountada Cynthia L. DeRenzo Omar F. Amin R. Wilson Powers III Erin C. Wong Joseph E. Mutschelknaus Kavon Nasabzadeh Aaron S. Ward Romit Majumdar

Of Counsel Edward J. Kessler Christopher P. Wrist David C. Isaacson Jason D. Eisenberg Kenley H. Hoover

Federal Agencies

\*Admitted only in Maryland
\*Admitted only in Virginia
•Practice Limited to

WRITER'S DIRECT NUMBER: (202) 772-8834
INTERNET ADDRESS:
BHAANES@SKGF.COM

Art Unit 1633

Attn: Mail Stop Express Abandonment

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re: U.S. Utility Patent Application

Application No. 10/521,313; Filing or 371(c) Date: January 14, 2005

For: HER-2 NEU DNA VACCINE HAVING ANTI-CANCER ACTIVITY

Inventors: LEE et al.

Our Ref: 2298.0080002/EJH/BNC

Sir:

Transmitted herewith for appropriate action are the following documents:

- 1. Online Credit Card Payment Authorization in the amount of \$1,175.00 to cover:
  - Extension for response within fifth month; and
- 2. Petition for Extension of Time Under 37 CFR 1.136(a) (PTO/SB/22).

## The above-listed documents are filed electronically through EFS-Web.

In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Fee payment is provided through online credit card payment. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Elizabeth J. Haanes, Ph.D. Attorney for Applicants Registration No. 42,613

EJH/BNC:vba Attachments 1080207\_1.DOC

Sterne, Kessler, Goldstein & Fox PLL.C.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com